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Attorneys for Defendant PricewaterhouseCoopers LLP

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

OLD LADDER LITIGATION CO., LLC, as Litigation Designee on behalf of the	
Liquidation Trust,	)
Plaintiff,	) Case No.: 08-CIV-5355 (HB)
v.  PRICEWATERHOUSECOOPERS, LLP, a Delaware limited liability partnership,	<ul><li>) WAIVER OF SERVICE OF</li><li>) SUMMONS AND AMENDED</li><li>) COMPLAINT</li></ul>
Defendant.	) ) )

To: Clerk of the United States District Court for the Southern District of New York

Defendant PricewaterhouseCoopers LLP, incorrectly identified as

PricewaterhouseCoopers, LLP, acknowledges receipt of Plaintiff's Amended Complaint and waives service of the summons and Amended Complaint.

Dated: August 22, 2008

Respectfully submitted,

William R. Maguire Marc A. Weinstein Jeffrey S. Margolin

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Attorneys for Defendant PricewaterhouseCoopers LLP

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

) Case No.: 08-CIV-5355 (HB)
) ) ) )

## **CERTIFICATE OF SERVICE**

I, Jeffrey S. Margolin, do hereby certify that I am over the age of 18 and not a party to this action and that on the 22<sup>nd</sup> day of August, 2008, I did cause to be served true and correct copies of Defendant PricewaterhouseCoopers LLP ("PwC")(i) Notice of Motion to Dismiss the Amended Complaint; (ii) Memorandum in Support of its Motion to Dismiss; (iii) the Declaration of Marc A. Weinstein in support of the Motion to Dismiss filed; (iv) PwC's Notice of Appearance and Waiver of Service of Summons and Amended Complaint; and (v) PwC's Rule 7.1 Disclosure Statement via hand delivery to:

Fred Stevens, Esq. Samantha H. Evans, Esq. Fox Rothschild LLP 100 Park Avenue, 15th Floor New York, New York 10017

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and via Federal Express to:

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I further certify under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York August 22, 2008